



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1804  
Examiner: Suzanne E. Ziska, Ph.D.

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7-22-82

FEE Enclosed: \$ NONE  
Please charge any further  
fee to Dep. Acct. 19-3700

In re PATENT APPLICATION of:

Applicants : Christopher R. BEBBINGTON et al.)  
Application No.: 08/376,380 )  
Filed : January 23, 1995 ) **LETTER**  
For : RECOMBINANT DNA METHODS, )  
VECTORS AND HOST CELLS )  
Attorney Docket: CARPR 0030C1 )

June 17, 1997

Assistant Commissioner for Patents  
Washington, D.C. 20231

**RECEIVED**

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**GROUP 1800**

Sir:

The following Remarks are responsive to the Office  
communication mailed June 5, 1997.

**REMARKS**

The Examiner acknowledges on page 2 of the above-referenced Office communication Applicant's claim for foreign priority based on applications filed in Great Britain on 1/23/86, with WIPO on 1/23/87, in the UK on 4/18/88 and with WIPO on 4/18/89. The Examiner asserts, however, that Applicant has not filed a certified copy of any of the above listed applications as required by 35 U.S.C. 119(b).

Firstly, Applicant respectfully submits that, according to MPEP 1820.06 and 1828, Applicant is not required to furnish a certified copy of Great Britain Serial No.

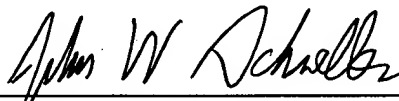
8809129.3 for the above-referenced application since a certified copy was filed in PCT/GB89/00401 as specifically stated in the request transmittal for a continuation application filed January 23, 1995. Since the present application is a continuation of a national stage application of PCT/GB89/00401, the priority document furnished by WIPO in parent application Serial No. 07/898,165, should, according to the rules of the PCT, be considered to satisfy the requirements of 35 U.S.C. 119(b).

Secondly, although Applicant submitted a new Declaration along with the Amendment submitted May 26, 1996, which contained an additional inventor, Dr. Wilson, and claimed benefit of priority to the 1988 UK application and 1989 PCT application to which the Examiner refers in the Office communication, benefit of priority to these applications was questioned by the Examiner in the Official Action dated August 23, 1996. Accordingly, Applicant respectfully requests clarification as to whether the Examiner now acknowledges Applicant's claim for the benefit of priority of the '88 UK application and '89 PCT application?

CONCLUSION

In view of the foregoing remarks, it is respectfully submitted that the requirements of 35 U.S.C. 119(b) have been satisfied. The Examiner is requested to telephone the undersigned Counsel should any other minor matters arise.

Respectfully submitted,



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